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TO: **HONORABLE DIRECTOR OF PATENTS AND TRADEMARKS**

EXAMINER: Marlon B. Johnson

GROUP ART UNIT: 2153

ATTN **Examiner**

MAIL STOP **After Final: Responses No Fee**

Attached: Response To Office Action Of August 12, 2003

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October 13, 2003

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920584-906003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF

Michael O'Doherty

SERIAL NO. 09/520,853

FILED: 7 March 2000

FOR: Improved Session Initiation Protocol (SIP)

) Examiner: Johnson, Marlon B

) Group Art Unit No. 2153

) Customer number: 23644

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RESPONSE TO OFFICE ACTION OF 12 AUGUST 2003

Honorable Director of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir

In response to the Office Action of 12 August 2003, the following remarks are made.

Claim Rejections 35 USC § 103

In response to the office action dated 5 March 2003, all the independent claims were amended to recite that computer software code is stored in a SIP message as described for example on page 2 of the description at lines 18 to 20. Applicant notes that the Examiner appears to have overlooked these amendments when formulating some parts of the office action, but has considered these amendments in others. Since the applicant's previous amendments have not been considered, the applicant requests withdrawal of the final rejection, as it is premature.

In section 2 of the office action, the Examiner considers *Arnold et al*, and lists the features of claim 1 as it was before the amendments submitted with Applicant's response of 4 June